

Form

6/16/88

TO: (Name, office symbol, room number,  
building, Agency/Post)

Initials Date

1.	EXD/OS	1-3-HSE-CL		
2.	GS 17			
3.				
4.				
5.				

Action	File	Note and Return
Approval	For Clearance	Per Conversation
As Requested	For Correction	Prepare Reply
Circulate	For Your Information	See Me
Comment	Investigate	Signature
Coordination	Justify	

## REMARKS

Don't burn the new  
Secrecy agreements yet. Books  
introduced attached (p. 75)  
to keep the issue alive  
while ACLU appeals recent  
court loss.

DO NOT use this form as a RECORD of approvals, concurrences, disposals,  
clearances, and similar actions

FROM: (Name, office symbol, Agency/Post)

Room No.—Bldg.

Phone No.

11-247/40012

OPTIONAL FORM 41 (Rev. 7-78)  
Prescribed by GSA  
FPMR (41 CFR) 101-11.206

OS REGISTRY

IB

8-0858X

## Union Calendar No. 401

100TH CONGRESS  
2D SESSION

# H. R. 4775

[Report No. 100-679]

Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989, and for other purposes.

### IN THE HOUSE OF REPRESENTATIVES

JUNE 9, 1988

Mr. ROYBAL, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

## A BILL

Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989, and for other purposes.

- 1 *Be it enacted by the Senate and House of Representa-*
- 2 *tives of the United States of America in Congress assembled,*
- 3 That the following sums are appropriated, out of any money
- 4 in the Treasury not otherwise appropriated, for the Treasury
- 5 Department, the United States Postal Service, the Executive

Union Calendar No. 401

nel Management may continue to operate by regulation, notwithstanding chapter 63 of title 5, United States Code, a program under which the unused accrued annual leave of officers or employees of the Federal Government may be transferred for use by other officers or employees who need such leave due to a personal emergency as defined in the regulations. The Office may provide by regulation for such exceptions from the provisions of section 7351 of title 5 as the Office may determine appropriate for the transfer of leave under this section. The Veterans' Administration may operate a similar program for employees subject to section 4108 of title 38, United States Code. The programs operated under this section shall expire at the end of fiscal year 1989, but any leave that has been transferred to an officer or employee under the programs shall remain available for use until the personal emergency has ended, and any remaining unused transferred leave shall, to the extent administratively feasible, be restored to the leave accounts of the officers or employees from whose accounts it was originally transferred.

#### EMPLOYEE DISCLOSURE AGREEMENTS

SEC. 621. No funds appropriated in this or any other Act for fiscal year 1989 may be used to implement or enforce the agreements in Standard Forms 189 and 4193 of the Government or any other nondisclosure policy, form or agreement if such policy, form or agreement:

1 (1) concerns information other than that specifical-  
2 ly marked as classified; or, unmarked but known by the  
3 employee to be classified; or, unclassified but known by  
4 the employee to be in the process of a classification  
5 determination;

6 (2) contains the term classifiable;

7 (3) directly or indirectly obstructs, by requirement  
8 of prior written authorization, limitation of authorized  
9 disclosure, or otherwise, the right of any individual to  
10 petition or communicate with Members of Congress in  
11 a secure manner as provided by the rules and proce-  
12 dures of the Congress;

13 (4) interferes with the right of the Congress to  
14 obtain executive branch information in a secure manner  
15 as provided by the rules and procedures of the Con-  
16 gress;

17 (5) imposes any obligations or invokes any reme-  
18 dies inconsistent with statutory law:

19 *Provided*, That nothing in this section shall affect the en-  
20 forcement of those aspects of such nondisclosure policy, form  
21 or agreement that do not fall within subsection (1)-(5) of this  
22 section.

23 SEC. 622. (a)(1)(A) Notwithstanding any other provision  
24 of law, in the case of fiscal year 1989, the overall percentage  
25 of the adjustment under section 5305 of title 5, United States